

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

Docket N .: **S63.2H-11462-US01**

Title of Invention: **MEDICAL DEVICE WITH VARYING PHYSICAL PROPERTIES AND
METHOD FOR FORMING SAME**

As the below named inventor(s), I/We declare that:

This declaration is directed to:

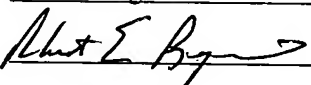
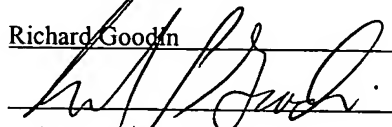
- ☒ The attached application, or
- ☐ Application No. _____, filed on _____,
- ☐ as amended on _____ (if applicable);

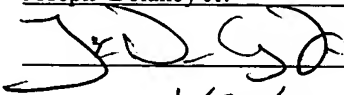
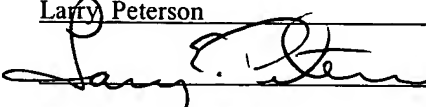
I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by an amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/our own knowledge are true, all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)	
Inventor 1:	<u>Robert Burgmeier</u>
Signature:	 Citizen of: <u>USA</u>
Date:	<u>1-28-04</u>
Inventor 2:	<u>Richard Goodin</u>
Signature:	 Citizen of: <u>USA</u>
Date:	<u>1-28-04</u>

Inventor 3:	<u>Joseph Delaney Jr.</u>
Signature:	<u></u> Citizen of: <u>USA</u>
Date:	<u>1/30/04</u>
Inventor 4:	<u>Larry Peterson</u>
Signature:	<u></u> Citizen of: <u>USA</u>
Date:	<u>1-28-04</u>

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Burgmeier et al
Application No.:	Not Assigned
Filed:	Not Assigned
For:	MEDICAL DEVICE WITH VARYING PHYSICAL PROPERTIES AND METHOD FOR FORMING SAME
Examiner:	Not Assigned
Group Art Unit:	Not Assigned

Mail Stop _____
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2H-11462-US01

POWER OF ATTORNEY FROM ASSIGNEE

Scimed Life Systems, Inc.
(Name of Company)

as assignee of the entire interest of the above identified patent application, hereby appoints all practitioners of **Customer No. 490** to insert the docket no., filing date and application number of said application above when known; to prosecute this application and any application claiming priority therefrom; to execute any terminal disclaimers on behalf of assignee; and to transact all business in the Patent and Trademark Office connected therewith, and I hereby authorize them to act and rely on instructions from, and to communicate directly with, the firm or person which sent this case to VIDAS, ARRETT & STEINKRAUS unless or until I instruct VIDAS, ARRETT & STEINKRAUS in writing to the contrary.

Dated this 30th day of January, 2000.

(Name of Company)

(Signature)

By: Luke Dohmen

(Title)

Its: VP and Chief Patent Counsel -
Cardiovascular

(Filing date, application number and docket number may be left blank at time of signing)

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Burgmeier et al
Application No.:	Not Assigned
Filed:	Not Assigned
For:	MEDICAL DEVICE WITH VARYING PHYSICAL PROPERTIES AND METHOD FOR FORMING SAME
Group Art Unit:	Not Assigned

Mail Stop _____
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docket No.: S63.2H-11462-US01

**CONSTRUCTIVE PETITION FOR EXTENSION OF TIME AND FEE
AUTHORIZATION PURSUANT TO 37 C.F.R. §1.136(a)(3)**


Applicant hereby requests that the United States Patent and Trademark Office treat any concurrent or future reply requiring a petition for an extension of time pursuant to §1.136 for its timely submission as incorporating therein a petition for an extension of time for the appropriate length of time.

Applicant authorizes the Commissioner of Patents and Trademarks to charge all required extension of time fees that have not otherwise been paid to Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: 2/5/2004

By: 
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AMS Medinvent S.A.; Boston Scientific BV; Boston Scientific Corporation Northwest Technology Center, Inc.; Boston Scientific Ireland Limited; Boston Scientific Japan KK; Boston Scientific Limited; Boston Scientific Scimed, Inc. (formerly known as Schneider (USA), Inc.); Cardiovascular Innovations Canada, Inc.; Corvita Canada, Inc.; Corvita Corporation; Corvita Europe S.A.; EP Technologies, Inc.; Laboratoires Corvita S.A.R.L.; Meadox Medicals, Inc.; NAMIC Eireann Limited; NAMIC International, Inc.; Nilo Holding, S.A.; Schneider (Europe) GmbH; Schneider Belgium NV; Schneider Holland BV; Schneider Ireland BV; Schneider Puerto Rico (formerly known as NAMIC Caribe, Inc.); Schneider/NAMIC; Scimed Life Systems, Inc.; Symbiosis Corporation; Target Therapeutics, Inc.; Cardiac Pathways Corporation; Interventional Technologies, Inc.; Embolic Protection, Inc.; Quantum Corporation; Smart Therapeutics, Inc.; Radio Therapeutics Corporation; Catheter Innovations Corp.; Enteric Medical Technologies, Inc.; BEI Medical Systems; Heart Technologies; Vesica; and Inflow Dynamics Inc.;

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Todd P. Messal.....	Reg. No. 42,883
Robert M. Rauker.....	Reg. No. 40,782
William J. Shaw	Reg. No. 43,111

Date: Jan. 6, 2004

Nona E. Hurd
Notary Public
NOTARY PUBLIC
My commission expires Sept 18, 2009